



THE UNITED STATES PATENT AND TRADEMARK OFFICE

*PreAmend*  
*3/A*

In re patent application of

Milton D. Goldenberg

Serial No. 10/086,637

Filed: March 4, 2002

For: INTRAOPERATIVE, INTRAVASCULAR AND ENDOSCOPIC TUMOR AND  
LESION DETECTION, BIOPSY AND THERAPY

**PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents

Washington, D.C. 20231

ATTN: BOX

Sir:

Prior to examination of the above-identified application, Applicants respectfully request the amendment of the application as follows:

**IN THE CLAIMS:**

Please cancel claims 1-98 and replace with the following claims:

99. A method of detection of lesions during an operative, endoscopic, laparoscopic, intravascular catheter, or surgical procedure, wherein the method comprises:

*HA*

(a) injecting a patient to undergo such a procedure with a divalent single chain antibody fragment or subfragment with a molecular weight of 85,000 Daltons or less, labeled with a fluorescent agent or dye, wherein the labeled antibody fragment or subfragment accretes at the lesion;

(b) permitting the labeled antibody fragment or subfragment to accrete;

(c) conducting the procedure within 48 hours of the injection; and